

I wish to file comments of opposition to the Notice of Proposed Rulemaking in the matter of Retention of Broadcast Program Recordings...MB Docket No. 04-232. There is no question that this proposed rukemaking would place undue financial burden on small market radio stations.

I own 9 radio stations, 5 AM's and 4 FM's. The population range for city of license for these stations is between 1,000 and 7,000 people.

This problem has been created by the use of "Shock Jocks" in large and medium market radio stations.

I believe that you will find that the smaller market radio stations for the most part are not carrying this type of programming and it is unfair that we should be burdened with the additional responsibility to help police problems that we did not create and do not have.

I applaud the commission's attempts to enforce its rules concerning obscene, indecent and profane programming, but please do not punish the stations that are not broadcasting such material.

I think you will find that the large and medium market companies that have been guilty of these practices are very profitable, and the profit motive is what has been driving this type of programming. They have made the money from it, let them suffer the financial burden of it.

If you are determined to have all radio station's material recorded, then another possible solution is to take the money that you are fining the large market radio stations and use that money to cover the costs incurred by small market radio stations. I'm not opposed to the recording of the program, I'm opposed to the small stations having to pay for it. We have nothing to hide. What I am asking you to do is be fair.

There is a lot of potential solutions to this problem more reasonable than the present proposal. This is an opportunity for the FCC to use some common sense and do something that is logical and fair to all.

Again, do not punish the majority of stations, mostly small market, by adding this financial burden to them.

Thank you very much for considering my views on this matter.

Walter E. May  
President  
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